

PLEASE TAKE NOTICE that Defendants Jeffrey Lancaster, Reynold Theriault, & Policemen's Benevolent Association Mainland Local 77 (pleaded as "Mainland Local PBA 77") (collectively, "Defendants"), pursuant to Rule of Civil Procedure 12(b)(6) moves herein for an Order from the Court dismissing Plaintiff's Complaint in lieu of an answer for failure to state a claim upon which relief can be granted.

PLEASE TAKE FURTHER NOTICE that Defendant shall rely upon the Brief and Certification of Counsel with exhibits filed herewith.

PLEASE TAKE FURTHER NOTICE that pursuant to Local Civil Rule 78.1, Defendants respectfully request oral argument.

Respectfully submitted,
Sciarra & Catrambone, LLC
*Attorneys for Defendants Mainland
Local PBA #77, Lancaster &
Theriault*

By: /s/ Jeffrey D. Catrambone (JC 2870)

Dated: October 5, 2023